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Narrative of Supplemental Report:

SUMMARY:

This Supplemental Report covers the interview of Officer S. Lopez.

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TYPE OF REPORT

12-14-17

Supplemental Report

FILE NO: P17196932

INVESTIGATING OFFICER
A. Tillett #232

INVESTIGATION:

Interview with Officer S. Lopez

On 10-31-17 at approximately 2117 hours, partner Detective Beler and I interviewed Officer Lopez in the S.A.C.A. bay at the Magnolia Police Station. The interview was recorded on my Department issued digital recorder and later downloaded. The following is a summary of that interview.

Officer Lopez said he was sleeping when he received a group text message from the Dispatch Center at around 1228 hours that there was a full Metro call out. He arrived at the school and went straight to the office where he met up with Lieutenant Crawford. Lieutenant Crawford directed him to where the PAC Team was set up, close to where the suspect was. He met up with them and tried to get into a better position. They were in the opposite class room so there was a little space or cubicle area between them and the suspect. Sergeant McCoy took him, Officer Kerr, and Officer Wilder, and scouted the room adjacent to where the suspect was (room A-6). They ended up positioning themselves in that room.

Sergeant Wilson came into the room with a camera. They were able to slide the camera through the partition and determine that both doors to the classroom were barricaded with desks and chairs. They figured they would be able to move the partition wall so they set up in that classroom. He said Tanner was point, Officer Mowrey was number two, he was assigned number three with a bang, Officer O'Farrell was number four, Officers Wilder, Kerr, and Newton were assigned to push the door (partition) and slide it open. The decision was made at some point to deploy the flashbangs outside the classroom the suspect was in.

Officer Lopez said he heard the negotiations going on. They didn't realize where the suspect was but they believed the suspect was against the partition wall because the camera couldn't see in that area of the room. Officer Cisneros was eventually able to get the suspect to talk. When the suspect started talking they could hear that he was right on the other side of the wall (partition) but they couldn't see the victim. They didn't know where she was at the time, but they knew he was

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close to the wall (partition). At some point the negotiations were failing and they made the decision to make entry.

3.

They went on the flash bangs. The flash bangs went off, and they attempted to pry the door (partition) open. When the door (partition) opened, it only opened about a foot. They thought that a book case on the other side of the wall (partition) was preventing it from opening. Tanner was able to get his shoulder and rifle through the opening. He didn't know if Tanner gave any commands. He did remember that several of them were struggling to push the door (partition) further open. Lopez had his hand on the door (partition) and was trying to get his rifle over Tanner. He believed Wilder was underneath him trying to pull the door (partition) up from the ground like a garage door. Tanner started firing. He thought it was Wilder who grabbed the victim and pulled her out. Lopez grabbed her leg for a quick second to help her out but Wilder "swooped" her up and they were gone.

Lopez said once she was out, he put out over the radio that they had the "prize" and to hold up or back out or something. At that point Tanner had already stopped firing. Lopez broadcasted they had the victim and the suspect was down. He could only see the suspect's foot, no other part of him. They held on him until the other entry team from the outside (Red Team) came in through the primary door. They were able to push through the barricade and come around to take the suspect into custody.

I asked Lopez who else was in the stack. He said Sergeant Ortiz was towards the back. He said Sergeant McCoy was also there, but he wasn't sure exactly where he was in the stack. I asked him who else was in the room. He said Sergeant Wilson was in the room operating the camera. Sergeant Angulo was in the room with a 40mm. And their medic "Louis" was also in the room. Lopez said he had a flash bang with him while in the stack. I asked him about hearing Officer Cisneros in the classroom and what was the source of his voice. Lopez assumed it was the classroom intercom system. I asked him if they were ever able to get the partition door open more than a foot. He said after the Red Team made entry, the Red Team was able to move the book case, and the door (partition) slid right open. It was stuck open at one foot during the shooting.

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I asked if he saw or heard Paes shoot, and he said he saw him shoot, he was standing over him. I asked him if Paes said anything prior to shooting. Lopez said Paes was yelling something but he couldn't remember what it was. I asked him if Paes said anything afterwards and he didn't think so. I asked him if he heard any conversations between the suspect and the victim from inside the room and he said no. We asked him how they got the victim out. He said Wilder lifted the partition up and he grabbed the victim's leg and pulled her out maybe a foot before someone else grabbed her and whisked her away. Lopez said he did not shoot during the incident and did not see anyone else shoot other than Tanner.

Detective Beler clarified with Lopez that Sergeant Angulo had a 40mm Less Lethal weapon and that it was not deployed during the incident. I asked him how many rounds did Tanner fire and he said 4 or 5. We asked him if the victim said anything and he said she was screaming. We asked him if he had anything to add. He said he believed they (the suspect and victim) had to have been right there next to each other. Based on the position where he was and where she was, he had to have been right on top of her although he couldn't see them while looking down at Tanner. Tanner was in the low position and he was in the high position above Tanner. I asked where Mowrey was in the stack. He said Mowrey was to his right probably also standing over Tanner.

Officer Lopez did not see the suspect or the victim prior to the shooting. Lopez also wanted to add that both the primary door and the interior door were barricaded and the suspect pushed stuff up against the partition wall and had all kinds of desks and crap in front of him so even if the Red Team went in first, they would have had to crawl over stuff to get to the victim and suspect. He described the partition wall as being like our cubicle material that slid open like an accordion. This concluded the interview.

No further information.